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August 1, 2007

**VIA FEDEX**

The Honorable Patti B. Saris  
U.S. District Court for the District of Massachusetts  
Courtroom 19, 7th Floor  
John Joseph Moakley U.S. Courthouse, 1 Courthouse Way  
Boston, MA 02210

FILED  
IN CLERKS OFFICE  
2007 AUG - 3 A 9:58  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

Re: *New England Carpenters Health Benefits Fund, et al. v. First Databank, Inc., et al.*  
U.S.D.C. for the District of Massachusetts Civil Action No. 1:05-cv-11148-PBS

Dear Judge Saris:

This firm represents Independent Pharmacy Cooperative (IPC), a member-owned cooperative located in Sun Prairie, Wisconsin. IPC is the nation's largest group purchasing organization for independent pharmacies and represents 3,200 primary and 2,500 affiliate pharmacy members. IPC pharmacy members' purchases exceed \$8 billion annually.

IPC has been monitoring the Court's preliminary approval of the proposed First Databank settlement and understands the Court is considering whether to give preliminary approval to the proposed Medi-Span settlement. IPC also understands the Court has scheduled a Fairness Hearing to consider final approval of both proposed settlements on November 14, 2007.

IPC wishes to be heard at this hearing and intends to submit a timely brief in opposition to both the First Databank and Medi-Span settlements. IPC is considering the necessity to intervene in accordance with Rule 24 of the F.R.Civ.Pro. and in compliance with all local rules. However, we understand the Court has requested notification of intent to comment at the November 14 Fairness Hearing, and we request this letter be considered such notice on behalf of IPC.

Thank you for your attention to this important matter. Should you have any questions with regard to the matters raised addressed in this letter, please do not hesitate to call.

Yours very truly,

A handwritten signature in dark ink, appearing to read "Mike Feeley", is written over a horizontal line.

Michael F. Feeley

cc: Mr. Mark Kinney, IPC